

International Mediation Survey

1

Please help us by filling out the following demographic data before beginning the questionnaire:

Name:	<input type="text"/>
Title:	<input type="text"/>
Organization:	<input type="text"/>
Address:	<input type="text"/>
City/Town:	<input type="text"/>
State/Province:	<input type="text"/>
Zip/Postal Code:	<input type="text"/>
Country:	<input type="text"/>
Email Address:	<input type="text"/>

International Mediation Survey

Introductory Questions - Basic background of mediation

2

How is mediation defined in your country? (Check one)

- Two parties decide to make an agreement with each other directly.
- A third party hears a case between disputants and makes a decision for them.
- A third party (like a judge) attempts to facilitate a resolution between the disputants. If the disputants are unsuccessful, the same third party makes a decision for them.
- A neutral third party facilitates an agreement, the details of which are generated solely by the disputing parties. The third party facilitates the process but does not impose the solution.
- Other

3

If you chose "Other" from question #2, please note context and explain:

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4

Where is mediation currently used in your country? (Please check all that apply)

- In the courts (explain):
- In the community (explain):
- Within organizations (explain):
- It is not utilized, as far as I know
- Other

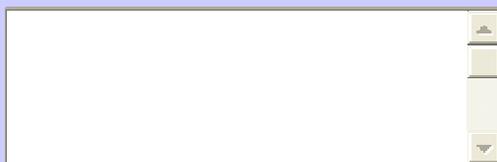
5

In question #4 above, if you answered "In the courts," "In the community," "Within organizations," or "Other," please explain further below:

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6

If mediation is already utilized in your country, what are some obstacles or challenges that your mediation system has had to deal with? Please note context and explain below, if applicable.

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7

If mediation is not utilized in your country, what are the main obstacles to the utilization of such a system? Please explain below, if applicable.

8

Is mediation utilized, either formally or informally, within any of your country's governmental units?

Please explain:

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Historical - Role of mediation up to the present era

9

Please tell us the ways in which mediation or other methods to resolve disputes have traditionally been used in your country, society or community?

10

Has anyone you know utilized mediation services?

11

If yes, how did they generally feel about the results/outcome? (Please check one)

- Very Satisfied
- Satisfied
- Dissatisfied
- Very dissatisfied

12

Please note context and explain your answer to question #11.

13

Do you think that most citizens agree that eligibility to utilize mediation services is determined in a non-discriminatory manner?

Please note context and explain your answer:

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Regulations/Legal - Legal regulations or stipulations regarding mediation

14

Is mediation regulated in your country?

15

Which regulations, laws, or policies encourage the use of mediation (and how)?

16

Which regulations, laws, or policies discourage the use of mediation (and how)?

17

In your country, is mediation generally:

- Voluntary
- Compulsory

18

Please explain your answer to question #17 above with context and examples:

19

Does the option to utilize mediation have a time limit?

If you answered yes, what is the context and time limit?

20

Is a mediation outcome enforceable as if it were a court decision?

If you answered yes and can further explain, please do so:

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Process - Procedures accompanying the mediation process

21

In the workplace (employment/contractor) or similar settings, how do parties agree that their disputes should be settled by mediation or other forms of Alternative Dispute Resolution?

- In a separate contract
- As part of a general contract

22

If you are familiar with it, please note context and share the clause or language that indicates that disputes will be handled in the manner indicated in question #21 above.

23

Are mediated agreements made verbally or in writing?

- Verbally
- In Writing

24

What additional documentation has to be completed upon closure of mediation? (Please note context)

25

When used in court, does the court impose sanctions in cases where the parties are unable to resolve the issue through mediation?

If you answered yes, please give details:

26

Is there an appeals process available if the outcome of a mediation process does not satisfy one party?

If you answered yes, please note context and explain:

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Mediation Education/Certification

27

Is certification required for mediators?

If yes, by whom:

28

Mediation education and/or training is offered as part of the curriculum in:

- Law schools
- Other professional education programs
- Neither

29

Are there facilities, in addition to those noted in question #28 above, that give people access to mediation courses and/or mediation licenses?

If you stated yes, please explain:

30

Are mediators in your country subject to an ethical code of conduct?

If you answered yes, please note context and explain:

31

Is a mediator's certification subject to renewal?

If you answered yes, please note context and explain:

32

If your professional background is in the field of law, do you have mediators in your law firm, law school, or academy?

- Yes
- No
- Not Sure
- Not applicable

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Concluding questions

33

Would you or any of the members of your organization like to be included in professional mediation directories?

34

Please list any mediation centers or individuals that we could share this survey with to obtain a larger sample of results. Please provide contacts and addresses, as well as Web site URLs or e-mail addresses, if possible:

35

If there is any additional information that you would like to add to this survey, or if you would like to elaborate on an earlier response, please do so below:

Thank you for completing this survey. We understand that your time is valuable, and appreciate your contribution to this important research.

Upon pressing the 'Next' button below, your survey data will be recorded, and your computer will be redirected to the webpage of the Institute for Collaborative Engagement. Please feel free to explore the website to learn more about the Institute and its activities.